

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE MORGAN STANLEY MORTGAGE  
PASS-THROUGH CERTIFICATES  
LITIGATION,

MASTER FILE NO. 09-CV-2137-KBF

ECF Case

This Document Relates To:

CLASS ACTION

ALL ACTIONS.

**LEAD COUNSEL'S NOTICE OF APPLICATION AND APPLICATION  
FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES**

PLEASE TAKE NOTICE that, pursuant to the Court's September 10, 2014 Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 309), and the Court's September 15, 2014 Order (ECF No. 311), on December 18, 2014, at 1:00 p.m. in Courtroom 15A at the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York 10007, the Honorable Katherine B. Forrest presiding, Co-Lead Counsel Bernstein Litowitz Berger & Grossmann LLP and Robbins Geller Rudman & Dowd LLP will, and hereby do, move for an award of attorneys' fees and expenses in connection with the proposed Settlement in this Action.

Lead Counsel is currently aware of no opposition to this application.

This application is based upon the Memorandum of Law in Support of Lead Counsel's Application for an Award of Attorneys' Fees and Expenses, the Joint Declaration of David R. Stickney and Arthur C. Leahy in Support of Motion for Final Approval of Settlement and Plan of Allocation, and Application for an Award of Attorneys' Fees and Expenses, the exhibits thereto,

the record and proceedings in this Action, and such other matters the Court may consider at the time of the hearing.

Dated: November 13, 2014  
San Diego, California

Respectfully submitted,

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